

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WISCONSIN

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CHRISTOPHER D. SMITH ,

Petitioner,

v.

MICHAEL MESINER,

Respondent.

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ORDER

Case No. 20-cv-1038-jdp

Petitioner Christopher D. Smith seeks a writ of habeas corpus pursuant to 28 U.S.C. § 2254. Petitioner has neither paid the \$5 filing fee nor requested leave to proceed without prepayment of the filing fee. For this case to move forward, petitioner must pay the \$5 filing fee or submit a properly supported motion for leave to proceed without prepayment of the filing fee no later than December 11, 2020. Any motion for leave to proceed without prepayment of the filing fee must include a certified copy of an inmate trust fund account statement (or institutional equivalent) for the six-month period beginning approximately May 16, 2020 through the date of the petition, November 16, 2020.

ORDER

IT IS ORDERED that:

1. Petitioner Christopher D. Smith may have until December 11, 2020, to pay the \$5 filing fee or submit a properly supported motion for leave to proceed without prepayment of the filing fee.

2. If petitioner does not submit either the \$5 payment or a motion for leave to proceed without prepayment before December 11, 2020, I will assume that petitioner wishes to withdraw this petition.

Entered this 20th day of November, 2020\_.

BY THE COURT:

/s/  
PETER OPPENEER  
Magistrate Judge